

IN RE: Horn, Virnie

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Case No. 06 B 14816

Judge Eugene R. Wedoff

NOTICE OF MOTION

Debtor Attorney:

Peter L Berk Law Office
79 W Monroe Suite 900
Chicago, IL 60603Virnie Horn
2544 S 9th Ave
Broadview, IL 60155

Mail

Mail

On November 19, 2009 at 9:30 AM, I will appear at the location listed to the right, and present this motion.

> Courtroom 744
> 219 S Dearborn St
> Chicago, IL 60604
>

I certify under penalty of perjury that this office caused a copy of this Notice to be delivered to the persons named above by the methods indicated on or before Thursday, October 22, 2009

/s/ MARILYN O. MARSHALL

for MARILYN O. MARSHALL, TRUSTEE

Motion to Dismiss for Failure to Make Payments

Now comes Marilyn O. Marshall, Trustee, and requests dismissal of the above case pursuant to 11 U.S.C. Section 1307 [c] [6], stating:

On November 10, 2006, the debtor filed a petition under Chapter 13 of the Bankruptcy Code which was confirmed by the Court on January 25, 2007, for a term of 51 months with payments of \$266.32

The status of debtor's plan is:	Current Month	Cash Due	Cash Received	Payment Default	Next Pymt Due
	34	\$9,491.61	\$7,386.49	\$2,105.12	11/10/09

A summary of the 12 most recent receipt items is set forth below:

Report Date: 10/21/09

Due each Month: \$266.32

Date	Ref Num	Amount	Source	Date	Ref Num	Amount	Source
07/16/09	51095577170	\$267.00	Debtor MO	08/14/08	239953	\$267.00	Debtor
04/07/09	247983	\$267.00	Debtor	07/17/08	0001208376	\$267.00	Debtor
01/26/09	245612	\$267.00	Debtor	03/31/08	716841	\$265.00	Debtor
01/26/09	245135	\$267.00	Debtor	02/19/08	711484	\$265.00	Debtor
11/06/08	243056	\$267.00	Debtor	12/10/07	702892	\$415.25	Debtor
10/14/08	20751574	\$287.00	Debtor	10/26/07	696533	\$415.25	Debtor

WHEREFORE, the Trustee prays that this case be dismissed.

/s/ MARILYN O. MARSHALL

for MARILYN O. MARSHALL, TRUSTEE